

**IN THE CLAIMS:**

The text of all pending claims, (including withdrawn claims) is set forth below. Cancelled and not entered claims are indicated with claim number and status only. The claims as listed below show added text with underlining and deleted text with ~~striketrough~~. The status of each claim is indicated with one of (original), (currently amended), (cancelled), (withdrawn), (new), (previously presented), or (not entered).

Please AMEND claims 1, 3, 6, and 17-21 and CANCEL claims 2 and 7-16 in accordance with the following:

1. (Currently Amended) A portable communication apparatus, comprising:  
a radio communication unit that performs communication over a radio wave;  
a detection unit ~~that detects a light wave, that is not a radio wave, having a predetermined flicker frequency in a predetermined area~~configured to receive light waves and to detect whether the portable communication apparatus is present in a non-restricted area that includes a first illumination source that emits a light wave having a first flicker frequency, a warning area that includes a second illumination source that emits a light wave having a second flicker frequency, or a prohibited area adjacent to the warning area that includes a third illumination source that emits a light wave having a third flicker frequency;  
a notification unit that notifies a user of the portable communication apparatus with a notification when the detection unit detects the light wave having the ~~predetermined~~second flicker frequency, the notification indicating that the portable communication apparatus is present in the ~~predetermined~~warning area; and  
a stop control unit that selectively stops the radio communication unit from performing all radio communication when the stop control unit receives an instruction from the user to stop all radio communication and during a period of time in which the user is notified the detection unit detects the light wave having the third flicker frequency.
2. (Cancelled)
3. (Currently Amended) The portable communication apparatus according to claim 1, wherein the light ~~wave includes~~waves include an electromagnetic wave.
4. (Previously Presented) The portable communication apparatus according to

claim 3, wherein the electromagnetic wave has a wave frequency defined as light.

5. (Previously Presented) The portable communication apparatus according to claim 3, wherein the electromagnetic wave has a wave frequency defined as infrared.

6. (Currently Amended) The portable communication apparatus according to claim 1, wherein the ~~second light wave includes~~ waves include an ultrasonic wave.

7-16. (Cancelled)

17. (Currently Amended) The portable communication apparatus according to claim ~~421~~, further comprising a stop cancellation unit that, after radio communication has been stopped, allows the radio communication unit to perform ~~the communication function~~ radio communication when the detection unit does not detect either the light wave ~~after the communication function is stopped~~ having the second flicker frequency or the light wave having the third flicker frequency.

18. (Currently Amended) The portable communication apparatus according to claim 17, further comprising a storage unit that receives information to be transmitted over the radio wave after the stop cancellation unit allows the radio communication unit to perform ~~the radio communication function~~, and that stores the information.

19. (Currently Amended) The portable communication apparatus according to claim ~~421~~, further comprising an alternative communication unit that holds alternative communication over a medium other than the radio wave when ~~the radio communication function~~ radio communication is stopped.

20. (Currently Amended) The portable communication apparatus according to claim 17, further comprising a restart processing unit that restarts ~~the radio communication function~~, upon ~~the radio communication function~~ being stopped during a communication, from a condition at a point in time when the radio communication was stopped, when the stop cancellation unit allows the radio communication unit to perform ~~the radio communication function~~.

21. (Currently Amended) A method of controlling a communication function of a portable communication apparatus, comprising:

communicating with a communication unit that performs communication over a radio wave;

receiving a light wave and detecting a light wave, that is not a radio wave, having a predetermined flicker frequency in a predetermined area whether the portable communication apparatus is present in a non-restricted area that includes a first illumination source that emits a light wave having a first flicker frequency, a warning area that includes a second illumination source that emits a light wave having a second flicker frequency, or a prohibited area adjacent to the warning area that includes a third illumination source that emits a light wave having a third flicker frequency; and

notifying a user of the portable communication apparatus with a notification when the detecting detects the light wave having the second flicker frequency, the notification indicating that the portable communication apparatus is present in the warning area; and

selectively stopping the communication unit from performing all radio communication when the stop control unit receives an instruction from the user to stop all radio communication and during a period of time when in which the light wave having the predetermined third flicker frequency is detected.